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BNSF RAILWAY COMPANY

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

JACKSON WELLS, as Personal
Representative for the Estate of
THOMAS E. WELLS, deceased;
and JUDITH HEMPHILL, as
Personal Representative for the
Estate of JOYCE H. WALDER,
deceased,

Plaintiffs,

vs.

BNSF RAILWAY COMPANY, a
Delaware corporation; ROBINSON
INSULATION COMPANY, a
Montana Corporation for profit;
GROGAN ROBINSON LUMBER
COMPANY, a Montana
Corporation for profit; and DOES
A-Z,

Defendants.

Case No.: 4:21-cv-00097-BMM

**DEFENDANT BNSF
RAILWAY COMPANY'S
NOTICE REGARDING
OBJECTIONS TO BRAD
BLACK, MD'S TESTIMONY**

Now Comes Defendant BNSF Railway Company and files this Notice regarding Dr. Black's Testimony. The Court's Order references the parties filing simultaneous objections to Dr. Black's testimony. BNSF provided deposition designations to the Plaintiffs, but the Plaintiffs did not provide any counter designations. Therefore, BNSF cannot file any objections to testimony designated by the Plaintiffs and BNSF reserves its right to lodge objections if necessary if late designations are tendered and accepted by the Court.

Dated this 4th day of April, 2024.

KNIGHT NICASTRO MACKAY, LLC

By: /s/ Anthony M. Nicastro
Anthony M. Nicastro
Attorneys for Defendant
BNSF Railway Company

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of April, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following counsel of record:

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By: /s/ Anthony M. Nicastro
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